

Docket No.: PCH-801  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

---

In re Patent Application of:  
Michael Bleser et al.

Application No.: 09/715,872

Confirmation No.: 7661

Filed: November 15, 2000

Art Unit: 3626

For: APPARATUS AND METHOD FOR  
ACCESSING PHARMACY INFORMATION  
AND ORDERING PRESCRIPTIONS

---

Examiner: R. L. Porter

**RENEWED PETITION FOR REVIVAL OF AN APPLICATION ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(B)**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

The Applicant submits the following renewed petition under 37 CFR 1.37(b) in response to the Decision on Petition dated September 3, 2009, dismissing Applicant's original petition under 37 CFR 1.37(b) (petition). The Decision set a two month period within which to request reconsideration. This renewed petition is timely. Reconsideration is requested.

**STATEMENT OF FACTS IN SUPPORT OF PETITION**

The Decision to dismiss Applicant's initial petition cited four requirements for a petition under 37 CFR 1.37(b): (1) a required reply, unless previously filed; (2) a petition fee; (3) a statement that the "entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional;" and (4) any terminal disclaimer and fee required pursuant to 37 CFR 1.37(c). The Decision on Petition Under 37 CFR 1.37(b) stated that item (1) was missing.

The attorney for Applicant contacted the Petitions Examiner and was informed that item (1) was indicted because the fee for the RCE was not paid and that a renewed petition would be granted if the RCE fee was paid. Accordingly, Applicant submits concurrently herewith an RCE and corresponding payment. It is respectfully requested that the petition under 37 CFR 1.137(b) be granted.

If the Patent Office or Petitions Examiner wishes to discuss this request further, he is invited to contact the undersigned at the telephone number listed below.

Dated: October 19, 2009

Respectfully submitted,

By 

Randall G. Rueth

Registration No.: 45,887

MARSHALL, GERSTEIN & BORUN LLP

233 S. Wacker Drive, Suite 6300

Sears Tower

Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant